



Docket No. 7444/73871/GJG/ACK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Andrzej Lipkowski et al.
Serial No.: 10/524,343 Examiner: Julie Ha
Filed : January 30, 2006 Group Art Unit: 1654
For : COMPOUNDS AND THEIR ANALGESIC APPLICATIONS

30 Rockefeller Plaza, 20th Fl.
New York, New York 10112
January 6, 2010

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**NOTICE OF APPEAL FROM THE EXAMINER'S DECISION
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Final Rejection mailed on July 6, 2009 finally rejecting claims 2-3, 5-9, and 17 in connection with the above-identified application.

Applicants are concurrently filing a Petition For Three-Month Extension of Time. With a three-month extension of time, a response is due January 6, 2010. Accordingly, this Notice of Appeal is being timely filed.

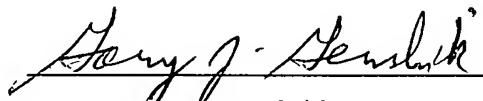
Applicants have previously established small entity status and such status is still applicable. The required fee for filing a Notice of Appeal under 37 C.F.R. §1.17(b) for a small entity is TWO HUNDRED SEVENTY DOLLARS (\$270.00) and a check for this amount is enclosed.

No fee, other than the enclosed \$270.00 fee for filing a Notice of Appeal, is deemed necessary. However, if any additional fee is

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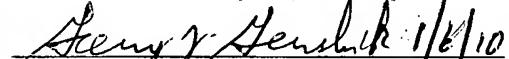
required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Gary J. Gershik

Date

Reg. No. 39,992